

INFORMATION REPORT

JANUARY 20, 2023

SECY-23-0005

FOR: The Commissioners

FROM: Marissa G. Bailey
Assistant for Operations
Office of the Executive Director for Operations

SUBJECT: WEEKLY INFORMATION REPORT – WEEK ENDING
JANUARY 13, 2023

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 Signed by Bailey, Marissa
on 01/20/23

Marissa G. Bailey
Assistant for Operations, OEDO

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SUBJECT: WEEKLY INFORMATION REPORT – WEEK ENDING JANUARY 13, 2023.
DATED JANUARY 20, 2023

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OFFICE	OEDO	OEDO/AO
NAME	JJolicoeur	MBailey
DATE	01/18/2023	01/20/2023

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Office of the Chief Human Capital Officer (OCHCO)
Items of Interest
Week Ending January 13, 2023

ARRIVALS		
KOSTICK, AARON	HEALTH PHYSICIST	R-I
LIZAMA, TRICIA	REGULATIONS SPECIALIST	NMSS
RUSSELL, JOHN	NUCLEAR SYSTEMS ENGINEER (HOO)	NSIR
RETIREMENTS		
NONE		
DEPARTURES		
BAKER, MILISSA RENE A	ADMINISTRATIVE ASSISTANT	R-II
HAYES, BRIAN C.	SPECIAL AGENT	OIG
ROBERTS, ASHLEY B.	DEP DIR, DIV OF DECOM URAN REC & WSTE	NMSS
THOMAS, NATHANIEL	STUDENT CO-OP	RES
VITTO, STEVEN C.	SECURITY SPECIALIST	NSIR

**Office of the Chief Information Officer (OCIO)
Items of Interest
Week Ending January 13, 2023**

**Freedom of Information Act (FOIA) and Privacy Act (PA) Requests, and Appeals Received
During the Period of January 9 – January 13, as submitted by requester**

Tracking Number	Requester's Name	Requester's Organization	Request Description	Received Date
FOIA-2023-000040 ¹	Sederquest, Samantha	Envirosite Corporation	Requester is seeking the updated electronic list for sites in possession and or use of radioactive materials regulated by NRC. Requester is seeking all statuses. The fields requested are License Number, Date Org Lic, License Date, Expiration Date, Licensee, Licensee Line 2, License Contact Street 1, License Contact Street 2, License Contact Street 3, License Contact, City, State, License Contact Zip, Contact Full Name, Contact Phone, Status, Agency Code. Would like to receive in electronic format.	01/11/2023
FOIA-2023-000041	Yelon, William	Ideal Source quality Assurance	Please provide the Material Transfer Reports or otherwise titled reports that describe the release of irradiated gemstones under NRC license, for the years 2019-2021 (and for 2022 if and when available) for all licensees with exempt gemstone release licenses. These are required by The Nuclear Regulatory Commission in January immediately following the year in question. These should include, but not be limited to, reports submitted by International Isotopes and Gunther Melles (or its successors). It is not necessary to provide the reports for Ideal Source Quality Assurance, LLC.	01/11/2023
FOIA-2023-000053	Miranda, Samuel	-	Requester is seeking all briefing packages, written during calendar years 2018 through 2021, that	01/09/2023

JANUARY 20, 2023

ENCLOSURE B

¹ FOIA case numbers, and the received date, are out of sequence due to test cases deleted in FOIAXpress this week. FOIAXpress re-uses case numbers that were previously deleted.

Tracking Number	Requester's Name	Requester's Organization	Request Description	Received Date
			<p>members of the NRC's Office of the Inspector General (OIG) claims were evaluated for their audit. The audit report was issued on August 12, 2022 and entitled Audit of the Nuclear Regulatory Commission's Drop-In Meeting Policies and Procedures (OIG-22-A-12, ADAMS No. ML22266A058). Said briefing packages are to include the names and titles of all visiting licensee representatives, and participating NRC employees, as well as the listed topics of discussion. If any responsive record or portion thereof is claimed to be exempt from production under FOIA, sufficient identifying information (with respect to each allegedly exempt record or portion thereof) must be provided to allow the assessment of the propriety of the claimed exemption. <i>Vaugh v. Rosen</i>, 484 F.2d 820 (D.C. Cir 1973), cert denied, 415 U.S. 977 (1974). Additionally, any reasonably segregable portion of a responsive record must be provided to me after redaction of any all allegedly exempt material, as the law requires. (Date Range for Record Search: From 1/1/2018 To 12/31/2021)</p>	
FOIA-2023-000054	Ravnitzky, Michael	-	<p>Requester is seeking a copy of the list of investigations closed by the Nuclear Regulatory Agency Office of Inspector General during CY 2021 and CY 2022. (Date Range for Record Search: From 1/1/2022 To 12/31/2022)</p>	01/09/2023
FOIA-2023-000055	Dolins, Sarah-Laura	Research Institutes of Sweden	<p>Requester's father was an NRC employee and looking for project documents or a list of his colleagues at the time. Requester's family member is writing a biography and are looking for any information that can explain what listed individual's career at NRC was like.</p>	01/10/2023
FOIA-2023-000056	Peterson, Kyle	The Wall Street Journal	<p>Good afternoon, In June 2021, President Biden signed an executive order directing federal agencies to</p>	01/12/2023

Tracking Number	Requester's Name	Requester's Organization	Request Description	Received Date
			<p>"increase the availability and use of diversity, equity, inclusion, and accessibility training programs for employees, managers, and leadership." Under the Freedom of Information Act, I am requesting copies of any training materials presented to employees, managers or leadership on the topic of diversity, equity, inclusion and accessibility. Please begin the search on Jan. 1, 2022 and end the search on the date that the request is fulfilled. Please include trainings regardless of whether they preexisted President Biden's executive order mentioned above. To the extent that participation in such trainings is statistically tracked, please provide that data as well. I am also requesting any vendor contracts, agreements or proposals related to the creation and/or presentation of those training materials. Please consider waiving fees, since the information is being sought in the public interest by a media organization. If there are fees for this request, please advise before it is fulfilled. If you deny any part of this request, please explain under what exemption the information is being withheld. Thanks--I appreciate your help. I'm at: 917-324-0842. best, Kyle -- Kyle Peterson The Wall Street Journal</p>	
FOIA-2023-000057	Estes, Chase	HKM Employment Attorneys LLP	Requester is requesting copies of any and all contracts between the U.S. Nuclear Regulatory Commission and Richmond County Constructors, LLC 7828 River Rd. Waynesboro, Georgia 30830 concerning the construction of the construction of the Alvin W. Vogtle Electric Generating Plant and/or Plant Vogtle Units 3 & 4 project, located in Waynesboro, Georgia.	01/12/2023

FOIA-2023-000058	Beck, Rhys	-	I would like to receive any documentation relating to the deaths caused by the Therac-25 radiation therapy machine produced by AECL.	01/13/2023
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Office of Nuclear Reactor Regulation (NRR)
Items of Interest
Week Ending January 13, 2023

NuScale Completed Submittal of Their Standard Design Approval

On January 8, 2023, NuScale completed submittal of their Standard Design Approval Application (SDAA) and supplemental reports to support the review of their US460 plant design. By letter dated November 21, 2022 (Agencywide Documents Access and Management System Accession Number [ML22325A349](#)), NuScale has been submitting parts of their SDAA to the U.S. Nuclear Regulatory Commission (NRC) as part of a staged submittal format for their application which has culminated in all parts of the NuScale SDAA application being submitted including all chapters and technical/topical reports. As communicated to NuScale via the staff's May 11, 2022, letter ([ML22124A209](#)), acceptance of the SDAA application is contingent on the staff's review and acceptance of all applicable chapters and topical reports. The staff began its 60-day acceptance review on January 9.

Susquehanna Submits Emergency License Amendment Request

On January 10, 2023, Susquehanna Nuclear, LLC (the licensee) submitted an emergency license amendment request (LAR) to modify Susquehanna Unit 2 technical specifications (TS) and requested NRC's review be completed by Sunday, January 15, 2023 ([ML23010A265](#)). This is due to control cell friction issues where the licensee does not expect to be able to withdraw control rods in a manner that complies with their withdrawal sequence and support entry into Mode 1 following a maintenance outage. Therefore, the licensee is requesting this temporary license amendment to allow for an alternate rod withdrawal sequence. On January 12, the NRR and Region 1 staff held an audit call with the licensee and a call with officials from the Commonwealth of Pennsylvania, Department of Environmental Protection to discuss the LAR.

NRC Held Pre-Submittal Public Meeting on Digital Modernization Project License Amendment Request

On January 10, 2023, NRC staff and representatives of Constellation held a pre-submittal public meeting concerning the planned Limerick digital modernization project installation support license amendment request and exemption request. To complete the digital modification at Limerick within its planned outage, Constellation plans to start demolition of some of the affected plant equipment prior to the start of the outage. The changes that Constellation plans to request are described in its presentation ([ML23006A257](#)). The NRC staff provided several recommendations concerning the proposed content of the planned LAR and exemption request to ensure their completeness and clarity. Constellation plans to submit the requests by January 31, 2023. These requests are separate from the Limerick digital instrumentation and controls LAR that focuses on the digital upgrade, whereas these planned requests focus on installation of the digital upgrade.

NRC Hosts Public Meeting Regarding Vogtle Unit 3 Emergency Amendment

On January 11, 2023, NRR hosted a public pre-submittal meeting for a proposed emergency LAR for Vogtle Unit 3 ([ML23011A321](#)). The proposed LAR seeks to change the Vogtle TS to allow repairs to address vibrations found in Unit 3 Automatic Depressurization System piping while in Mode 4. Subsequent to the meeting, Southern Nuclear Company submitted the request on January 12, 2023 ([ML23012A238](#)). The NRC staff approved the request on January 13, 2023 ([ML23013A214](#)). Georgia Power announced that the repairs will likely delay commercial operations from March to April 2023. The pre-submittal meeting was attended by several members of the public, including Dr. Edward Lyman from the Union of Concerned Scientists. The issue also appeared in news reports from the Associated Press.

NRC Staff Attends Configuration Risk Management Forum and Human Reliability Analysis User Group Meeting

On January 9-12, 2023, NRC staff attended the Electric Power Research Institute Configuration Risk Management Forum and Human Reliability Analysis (HRA) Users Group meeting at EPRI's headquarter in Charlotte, NC. Staff presented on various topics related to probabilistic risk assessment configuration control, SAPHIRE models, SPAR-DASH, and IDHEAS HRA dependency methodology ([ML23010A232](#)). The meeting was well attended and covered several technical topics related to risk assessment methodology, risk assessment tools, and human reliability analysis methods and tools.

Office of Nuclear Material Safety and Safeguards (NMSS)
Items of Interest
Week Ending January 13, 2023

NRC Issued an Exemption from the 100 Meters Regulatory Requirements in 10 CFR 72.106(b), in Response to a December 16, 2021, Request from Southern California Edison.

On January 5, 2023, the U.S. Nuclear Regulatory Commission (NRC) issued an exemption, from the 100 meters regulatory requirement identified in Title 10 of the *Code of Federal Regulations* 72.106(b), in response to a December 16, 2021, request from Southern California Edison (SCE) (ML21355A245). The exemption will allow the licensee to establish a controlled area boundary (CAB) for the San Onofre Nuclear Generating Station independent spent fuel storage installation (ISFSI) at a distance of less than 100 meters. The exemption is effective immediately, but SCE plans on reducing its ISFSI CAB after its greater-than-class C transfer campaign scheduled to be completed sometime in March 2023.

NRC Issued Renewed Part 70 Special Nuclear Material License to Idaho State University for an Additional 10 years.

On January 6, 2023, the NRC staff issued a renewed Part 70 special nuclear material (SNM) license (SNM-1373) to Idaho State University (ISU) for an additional 10 years, to January 5, 2033 (ML22147A068). The license will allow continued possession and use of fuel plates and associated material that contain greater than critical mass amounts of SNM. A notice of availability of the renewed license and associated safety evaluation was published in the Federal Register on January 11, 2023. ISU is located in Pocatello, Idaho.

Rescheduled Public Meetings for the Comanche Peak Nuclear Power Plant License Renewal Review Due to a Change in the Local COVID Transmission Rate to “High.”

On January 6, 2023, staff canceled in-person Environmental Impact Statement scoping public meetings for the Comanche Peak Nuclear Power Plant license renewal review due to a change in the local COVID transmission rate to “High.” The environmental scoping meetings, originally planned for January 10th in Texas, have been rescheduled as one virtual public meeting on January 17th, from 2:00 PM to 4:00 PM ET. The meeting information is being updated on the NRC’s public website and stakeholders and registered individuals have been notified of the changes by the Office of Congressional Affairs, the Regional State Liaison Officer, the Office of Public Affairs, and the Comanche Peak Project Managers. Additionally, the planned site tour, to include Congressional staffers, has been postponed.

Adjustment of Civil Penalties for Inflation for Fiscal Year 2023: Final Rule; 10 CFR Parts 2 and 13 [NRC-2021-0025; RIN 3150-AK59].

On January 13, 2023, the NRC published a final rule in the Federal Register (88 FR 2188) amending its regulations to adjust the maximum civil monetary penalties it can assess under statutes enforced by the agency. These changes are mandated by the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015. The NRC is amending its regulations to adjust the maximum civil monetary penalty for a violation of the Atomic Energy Act of 1954, as amended, or any regulation or order issued under the Atomic Energy Act, from \$326,163 to \$351,424 per violation, per day. Additionally, the NRC is amending provisions concerning program fraud civil penalties by adjusting the maximum civil monetary penalty under the Program Fraud Civil Remedies Act from \$12,537 to \$13,508 for each false claim or statement. The final rule is effective January 13, 2023.

**Revision of the NRC Enforcement Policy Statement: Revision to Policy Statement;
10 CFR Part 2 (NRC-2022-0205).**

On January 13, 2023, the NRC published a notice in the *Federal Register* (88 FR 2187) issuing a revision to its Enforcement Policy. This revision addresses the requirements of the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, which requires Federal agencies to adjust their maximum civil monetary penalty amounts annually for inflation. This action is effective on January 13, 2023.

**Office of the Secretary (SECY)
Items of Interest
Week Ending January 13, 2023**

Document Released to Public	Date of Document	Subject
Decision Documents		
1. None		
Information		
1. SECY-23-0004	01/11/23	Weekly Information Report Week Ending 01/06/2023
2. SECY-22-0115	12/29/22	Annual Update on the Status of the Emergency Preparedness and Incident Response Program
Memoranda		
1. None		

Commission Correspondence

None.

Federal Register Notices Issued

1. NuScale Small Modular Reactor Design Certification; Final Rule [NRC-2017-0029] RIN 3150-AJ98
2. Application for Amendment to Facility Operating License Involving a Proposed No Significant Hazards Consideration and Containing Sensitive Unclassified Non-Safeguards Information and Order Imposing Procedures for Access to Sensitive Unclassified Non-Safeguards Information [NRC-2023-0021]